

TTAB

Attorney Docket No. 2558-069100US



06-07-2004

U.S. Patent & TMO/TM Mail Rcpt Dt. #22

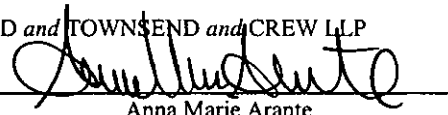
CERTIFICATE OF MAILING

Date: June 4, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Trademarks, Box TTAB NO FEE, 2900 Crystal Drive, Arlington, VA 22202-3514.

TOWNSEND and CREW LLP

By: _____


Anna Marie Arante

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In re Registration No. 2,108,028
Registrant: Bio-Rad Laboratories, Inc.
Mark: **MDX**

QIAGEN GMBH,
Petitioner,

vs.

BIO-RAD LABORATORIES, INC.,

Respondent.

Cancellation No. 92/041,307

**SECOND STIPULATED MOTION FOR
SUSPENSION OF CANCELLATION
PROCEEDINGS**

Commissioner for Trademarks
BOX TTAB NO FEE
2900 Crystal Drive
Arlington, VA 22202-3514

Madam:

The parties have stipulated to a further six (6) month suspension of proceedings in this Cancellation, until December 9, 2004. Therefore, Respondent respectfully moves the Board to suspend proceedings until December 9, 2004, at which time trial periods may be reset and

Respondent will be allowed additional time to respond to Petitioner's First Set of Requests for Production of Documents and First Set of Interrogatories to Respondent. Additional time is needed to determine whether this Cancellation will be pursued. Representatives of the parties are engaged in negotiations. Negotiations are active. A meeting was held in May, 2004, a term sheet was presented and is under consideration.

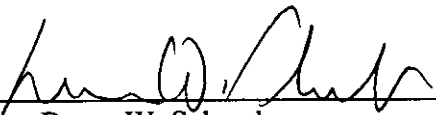
Counsel for Petitioner, Lorraine Linford, consented to this Motion on behalf of Petitioner on June 4, 2004.

Therefore, the parties request that this Motion be granted and the Cancellation be suspended for a further six months.

Respectfully submitted,

TOWNSEND and TOWNSEND and CREW LLP

Dated: 6/9/04

By: 
Bruce W. Schwab
Attorneys for Respondent

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CERTIFICATE OF SERVICE

I hereby certify that on June 4, 2004, I caused the foregoing **SECOND STIPULATED MOTION FOR SUSPENSION OF CANCELLATION PROCEEDINGS** to be served by United States mail, postage prepaid, in an envelope addressed to:

Lorraine Linford, Esq.
Seed Intellectual Property Law Group PLLC
701 Fifth Avenue Ste 6300
Seattle, WA 98104-7092
Attorney for Petitioner



Anna Marie Arante

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